

NATURE OF CHARGE: Misbranding, Section 502 (a), the statements which appeared on the bottle label "in the treatment of abnormal Blood Pressure and following Symptoms: Headaches, dizziness, pains in back of head and neck, and cramping in the legs" were false and misleading since the product would not be effective in the treatment of abnormal blood pressure or of the symptoms stated. The product was misbranded in the above respect when introduced into, and while in, interstate commerce.

Further misbranding, Section 502 (a), the statements in the circulars entitled "There Is Relief For High And Low Blood Pressure," on the cardboard display stand, and on the display poster entitled "Drug is Discovered," which accompanied the article and which represented and suggested that the article was effective in the treatment of high and low blood pressure, were false and misleading since the article would not be effective in the treatment of such conditions. The product was misbranded in the latter respect while held for sale after shipment in interstate commerce.

DISPOSITION: March 7, 1950. Default decree of condemnation and destruction.

3213. Misbranding of Pep tonic, Taj Quality tetter salve, Taj Superior balm, and Hindu Magic liniment. U. S. v. 17 Bottles, etc. (F. D. C. No. 29050. Sample Nos. 56869-K to 56872-K, incl.)

LIBEL FILED: April 11, 1950, District of New Jersey.

ALLEGED SHIPMENT: On or about October 4, November 28, and December 12, 1949, and February 10 and 16, 1950, by the Taj Perfume Co., from Detroit, Mich.

PRODUCT: 17 8-fluid-ounce bottles of *Pep tonic*, 2 2-ounce jars of *Taj Quality tetter salve*, 33 2-ounce jars of *Taj Superior balm*, and 78 2-ounce bottles of *Hindu Magic liniment*, at Newark, N. J.

Analysis disclosed that the *Pep tonic* consisted essentially of hypophosphites of calcium, sodium, and potassium, and alcohol, sugar, flavor, coloring, and water; that the *Taj Quality tetter salve* consisted essentially of sulfur, resorcinol, and menthol salicylate in a petrolatum base; that the *Taj Superior balm* consisted essentially of essential oils such as eucalyptol, methyl salicylate, menthol, and thymol in a petroatum base; and that the *Hindu Magic liniment* consisted essentially of essential oils, chloroform, isopropyl alcohol, water, and a red coloring matter.

LABEL, IN PART: "Pep Tonic * * * East & West Herbs Laboratory," "Taj Quality Tetter Salve," "Taj Superior Balm," and "Hindu Magic Liniment."

NATURE OF CHARGE: Misbranding, Section 502 (a), the following statements on the labels of the articles were false and misleading since they represented and suggested that the articles would be effective for the treatment of the conditions stated and implied, whereas they would not be effective for such purposes: (Pep tonic) "Pep Tonic * * * to enrich blood cells, strengthen the nerves, and impart vitality into the entire system * * * for anemic, weak, low, vitality, rundown and nervous condition," (Taj Quality tetter salve) "Tetter Salve An excellent remedy for Tetter Eczema and Dandruff," (Taj Superior balm) "For Colds and Sorethroat," and (Hindu Magic liniment) "Marvelous in Stopping Pains Instantly. Unequaled for Rheumatism, Sore stiff joints * * * Toothache * * * Head or Chest-Colds, Pneumonia * * * Corns and Bunions."

Further misbranding, Section 502 (e) (2), the label of the *Pep tonic* failed to bear the quantity, kind, and proportion of alcohol contained therein; and

the labels of the remaining products failed to bear the common or usual name of each active ingredient, including, in the case of the *Hindu Magic liniment*, the quantity, kind, and proportion of alcohol and the quantity of chloroform contained therein.

DISPOSITION: May 29, 1950. A default decree of condemnation was entered, and the court ordered that a number of bottles and jars of each product be delivered to the Food and Drug Administration, and that the balance be destroyed.

3214. Misbranding of Raysol. U. S. v. 1,339 Bottles, etc. (F. D. C. No. 28745. Sample No. 73192-K.)

LIBEL FILED: March 13, 1950, Southern District of New York.

ALLEGED SHIPMENT: On or about June 15 and September 16, 1949, from Washington, D. C.

PRODUCT: 1,339 6-ounce bottles of *Raysol* at New York, N. Y., in possession of the Raysol Distributing Corp., together with a number of circulars entitled "Here Is Nature's Own Way To Good Health," which were printed locally. Examination of the article indicated that it was mineral water containing various minerals and an inconsequential amount of radium.

NATURE OF CHARGE: Misbranding, Section 502 (a), certain statements in the accompanying circulars were false and misleading. These statements represented and suggested that the article was effective in the treatment of rheumatism, arthritis, neuritis, sciatica, lumbago, joint and muscular pains and aches, ulcers, indigestion, gastritis, constipation, psoriasis, kidney and bladder troubles, stomach troubles, high blood pressure, circulatory disorders, diabetes, anemia, angina pectoris, loss of appetite, skin blemishes, general debility, skin eruptions, leg pains, loose teeth, and sore gums; that the article contained a consequential amount of radium; and that the article was comparable in mineral constituents to the human blood. The article was not effective in the treatment of the symptoms, diseases, and conditions stated and implied; it did not contain a consequential amount of radium; and it was not comparable in mineral constituents to human blood.

The article was misbranded while held for sale after shipment in interstate commerce.

DISPOSITION: May 5, 1950. The Raysol Distributing Corp., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the products be released under bond, providing that the labels on the 6-ounce-size bottles and the accompanying circulars be destroyed; that the product be rebottled into 16-ounce-size bottles; and that the larger bottles be labeled in compliance with the law.

3215. Misbranding of Glorion. U. S. v. 114½ Dozen Bottles * * *. (F. D. C. No. 28753. Sample No. 21578-K.)

LIBEL FILED: On or about March 20, 1950, Western District of Missouri.

ALLEGED SHIPMENT: On or about January 10, 1950, by the Glorion Corp. of America, from Beverly Hills, Calif.

PRODUCT: 114½ dozen bottles of *Glorion* at Kansas City, Mo. Examination disclosed that the product consisted essentially of a fatty oil, with small proportions of cholesterol and perfume.

LABEL, IN PART: "Glorion The One Drop Beauty Treatment."